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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/580,592

01/19/2007

Per Ogren

9561-7

4985

54414

7590

06/04/2010

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EXAMINER

SARWAR, BABAR

ART UNIT

PAPER NUMBER

2617

MAIL DATE

DELIVERY MODE

06/04/2010

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b> 10/580,592	<b>Applicant(s)</b> OGREN, PER	
	<b>Examiner</b> BABAR SARWAR	<b>Art Unit</b> 2617	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) ☒ Responsive to communication(s) filed on 08 March 2010.
- 2a) ☒ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) 1,3-6 and 8-18 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1,3-6 and 8-18 is/are rejected.
- 7) ☒ Claim(s) 4,9 is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)                       | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftperson's Patent Drawing Review (PTO-948)    | Paper No(s)/Mail Date. _____                                      |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____  | 6) <input type="checkbox"/> Other: _____                          |

## DETAILED ACTION

### *Response to Arguments*

1. Applicant's arguments filed 03/08/2010 have been fully considered but they are not persuasive.

In response to applicant's argument that there is no suggestion to combine the references, the examiner recognizes that obviousness can only be established by combining or modifying the teachings of the prior art to produce the claimed invention where there is some teaching, suggestion, or motivation to do so found either in the references themselves or in the knowledge generally available to one of ordinary skill in the art. See *In re Fine*, 837 F.2d 1071, 5 USPQ2d 1596 (Fed. Cir. 1988) and *In re Jones*, 958 F.2d 347, 21 USPQ2d 1941 (Fed. Cir. 1992). In this case, the Examiner very kindly directs the Applicant to Mak e.g. Col. 5:57-67, Col. 6:1-10, and Fig. 3, that the phone book comprising the first data set for names and the second data set for phone numbers and addresses related to the name selected in the first data set are displayed on the screen (emphases added). The selection of names with their corresponding phone number and addresses from the phonebook are for initiating a call (emphases added) to the related phone number and addresses. On the other hand, in an analogous field of endeavor, Elsey teaches the concept of manipulating options in a phone book, that is also displayed, i.e. Graphical User interface (GUI) similar to that of display in Mak (See Elsey e.g. the contact information, names and corresponding phone numbers displayed on the screen i.e. GUI of Figs. 5, 7, Pages 5-6, and ¶ [0063], ¶ [0064]). Further, Elsey teaches displaying the selected names with their related phone

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numbers and addresses (See Elsey e.g. the names and corresponding phone numbers displayed on screen i.e. GUI of Figs. 5, 7, Pages 5-6, and ¶ [0063], ¶ [0064]). Elsey teaches if the list has additional information regarding the selected names, the option “MORE” is selected to view the additional information (See Elsey e.g. the option (505 i.e. MORE) of Figs. 5, 7, Pages 5-6, and ¶ [0063]). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to provide above teachings of Elsey to Mak for an efficient and personalized information assistance for telephone and mobile users with PIM software and system to store private directory information and personal data, e.g. appointments, to-do-list, etc. as discussed (See Elsey e.g. Page 1, and ¶ [0005], ¶ [0006]).

In response to applicant's argument that the references fail to show certain features of applicant's invention, it is noted that the features upon which applicant relies (i.e., the size constraints of a mobile terminal on Page 7 of the Remarks) are not recited in the rejected claim(s). Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims. See *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993).

**One cannot show nonobviousness by attacking references individually where the rejections are based on combinations of references. In re Keller, 642 F.2d 413, 208 USPQ 871 (CCPA 1981); In re Merck & Co., Inc., 800 F.2d 1091, 231 USPQ 375 (Fed. Cir. 1986). Therefore, the previous rejection is maintained.**

***Status of Claims***

2. Claims 1, 6 have been amended.
3. Claims 2, 7 have been cancelled.
4. Claims 17-18 are newly added claims.
5. Claims 1, 3-6, and 8-18 are currently pending.

***Claim Objections***

6. Claims 4 and 9 are objected to because they depend on the claims 2, 7 which have already been cancelled.

Appropriate correction is required.

***Claim Rejections - 35 USC § 103***

7. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1, 3-6, and 8-18 are rejected under 35 U.S.C. 103(a) as being unpatentable over Mak (U.S. Patent No.: 7358960 B2) in view of Elsey (U.S. Pub. No.: 2009/0156178 A1).

**As per claims 1, 6**, Mak teaches a method of selecting a number or address from a list stored in a telecommunications device (See Mak e.g. the first data set for names from the phonebook and the second data set for phone numbers and addresses related to the name selected in the first data set displayed on the screen of Fig. 3, Col. 5:57-67, and Col. 6:1-10) for initiating a call or sending a message from the

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telecommunications device to the number or address (See Mak e.g. the selection of a name and number and addresses from the phonebook i.e. to initiate a call to the corresponding number and address of Fig. 3, Col. 5:57-67, Col. 6:1-10), the list comprising names and one or more numbers or addresses corresponding to each name (See Mak e.g. the data sets for names and phone numbers and addresses from the phonebook corresponding to each other of Fig. 3, Col. 5:57-67, and Col. 6:1-10), the method comprising: displaying a list comprising at least some of the stored names (See Mak e.g. the phonebook with names and related numbers and addresses displayed on the screen of Fig. 3, Col. 5:57-67, and Col. 6:1-10), one of the names in the list being highlighted (See Mak e.g. the selection of the name and corresponding number or addresses from the phonebook i.e. highlighted name with related numbers and addresses of Fig. 3, Col. 5:57-67, Col. 6:1-10), the highlighted name being displayed in the list together with a default one of the one or more numbers and/or addresses corresponding to the high-lighted name (See Mak e.g. the first data set for names from the phonebook and the second data set for phone numbers and addresses related to the selected name displayed on the screen of Fig. 3, Col. 5:57-67, and Col. 6:1-10).

Mak teaches a phone book with names and corresponding numbers and addresses (See Mak e.g. the phonebook with names and related numbers and addresses displayed on the screen of Fig. 3, Col. 5:57-67, and Col. 6:1-10). However, Mak is silent about displaying together with the default number or address an indication of whether the list comprises further numbers or addresses corresponding to the highlighted name in addition to the displayed number or address.

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In a similar field of endeavor, Elsey teaches displaying together with the default number or address (See Elsey e.g. the names and corresponding phone numbers displayed on screen i.e. GUI of Figs. 5, 7, Pages 5-6, and ¶ [0063], ¶ [0064]) an indication (See Elsey e.g. the option (505 i.e. MORE) of Figs. 5, 7, Pages 5-6, and ¶ [0063]) of whether the list comprises further numbers or addresses corresponding to the highlighted name in addition to the displayed number or address (See Elsey e.g. the option "MORE" to point out if there is additional information related to the selected name of Figs. 5, 7, Pages 5-6, and ¶ [0063]). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to provide above teachings of Elsey to Mak for an efficient and personalized information assistance for telephone and mobile users with PIM software and system to store private directory information and personal data, e.g. appointments, to-do-list, etc. as discussed (See Elsey e.g. Page 1, and ¶ [0005], ¶ [0006]).

**As per claims 3, 8,** Mak teaches everything as discussed above in the rejected claims 1, 6. Further, Mak teaches selecting the displayed default number or address (See Mak e.g. the first data set for names from the phonebook and the second data set for phone numbers and addresses related to the name selected in the first data set displayed on the screen of Fig. 3, Col. 5:57-67, and Col. 6:1-10), if it is indicated that this number or address is the only number or address in the list corresponding to the highlighted name (See Mak e.g. displaying the default number upon reaching the last entry of Fig. 8 operation 806, 810, Col. 11:47-55).

**As per claims 4, 9,** Mak teaches scrolling (See Mak e.g. navigation keys of Fig. 3, Col. 6:46-67), if it is indicated that the list comprises more than one number or address corresponding to the highlighted name address (See Elsey e.g. the names and corresponding phone numbers displayed on screen, the option (505 “MORE”) i.e. GUI of Figs. 5, 7, Pages 5-6, and ¶ [0063], ¶ [0064]), and if the displayed default number or address is not the one to which a call should be initiated or a message sent (See Mak e.g. using the navigation keys to look for desired contact information of Fig. 3, Col. 6:46-67), through the numbers or addresses corresponding to the selected name by means of a 4-way navigation device until the number or address to which a call should be initiated or a message sent is displayed (See Mak e.g. a selection of names and phone numbers and addresses via the navigation keys of Fig. 3, Col. 6:46-67); and selecting, when the number or address to which a call should be initiated or a message sent is displayed, the displayed number (See Mak e.g. navigational keys to select the number corresponding to the highlighted name of Fig. 3 elements 302, 304, and 306a-b, 306b-c and 310, Col. 6:46-67).

**As per claims 5, 10,** Mak teaches wherein the default one of the one or more numbers or addresses corresponding to the highlighted name is selected based on a mode of the telecommunications device (See Mak e.g. the first data set for names from the phonebook and the second data set for phone numbers and addresses related to the name selected in the first data set displayed on the screen of Fig. 3, Col. 5:57-67, and Col. 6:1-10).



**As per claims 11, 13,** Mak teaches wherein displaying the highlighted name in the list together with a default one of the one or more numbers and/or addresses corresponding to the high-lighted name includes displaying the highlighted name in the list with only one default one of the (See Mak e.g. the first data set for names from the phonebook and the second data set for phone numbers and addresses related to the name selected in the first data set displayed on the screen of Fig. 3, Col. 5:57-67, and Col. 6:1-10).

**As per claims 12, 14-16,** Mak teaches wherein the highlighted name and the default one of the one or more numbers and/or addresses corresponding to the highlighted name is displayed concurrently on a single display (See Mak e.g. the first data set for names from the phonebook and the second data set for phone numbers and addresses related to the name selected in the first data set displayed on the screen at the same time of Fig. 3, Col. 5:57-67, and Col. 6:1-10).

**As per claims 17, 18,** Mak teaches wherein the default number is configured to be selected and to initiate a call directly without listing the further stored number or addresses (See Mak e.g. the selection of the name from the phonebook and the phone number related to the name selected displayed on the screen i.e. initiation of a call of Fig. 3, Col. 5:57-67, and Col. 6:1-10).

### ***Conclusion***

8. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

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A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to BABAR SARWAR whose telephone number is (571)270-5584. The examiner can normally be reached on MONDAY TO FRIDAY 09:00 A.M -05:00 P.M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, NICK CORSARO can be reached on (571)272-7876. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/BABAR SARWAR/  
Examiner, Art Unit 2617

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